

**Amendment and Response**

Applicant: Ramin Samadani et al.

Serial No.: 10/601,809

Filed: June 24, 2003

Docket No.: 100111573-1

Title: SYSTEM AND METHOD FOR CAPTURING MEDIA

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**REMARKS**

The following remarks are made in response to the Office Action mailed July 13, 2009. Claims 1-36 were rejected. With this Response, claims 1 and 21 have been amended. Claims 1-36 remain pending in the application and are presented for reconsideration and allowance.

**Claim Rejections under 35 U.S.C. § 102**

Claims 1-36 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,986,655 (Chiu).

Claim 1, as amended, recites, *inter alia*:

producing first audio data from a first audio source with a first input device during the recording session;

producing second audio data from a second audio source with a second input device during the recording session;

processing the first audio data to identify a first portion of the first audio data having a first audio characteristic;

processing the second audio data to identify a second portion of the second audio data having a second audio characteristic; and

storing a first audio record for the first portion of the first audio data and a second audio record for the second portion of the second audio data, wherein the first and the second audio records are associated with first and second temporal data, respectively, used in determining a sequence of the first portion of the first audio data in relation to the second portion of the second audio data, and wherein the first and the second audio records are associated with first and second identity data, respectively, representing first and second identifying characteristics, respectively, for the first portion of the first audio data and the second portion of the audio data, respectively.

Chui does not teach or suggest the combination of “producing first audio data from a first audio source with a first input device during at least a first portion of the recording session” and “producing second audio data from a second audio source with a second input device during at least a second portion of the recording session” as recited in claim 1 (emphasis added).

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The Office Action states that the system of Chui “records data using one or more capture devices such as an audio recorder (Col 2 lines 25-40).” Office Action, p. 2. Chui, at col. 2, lines 25-40 in the section labeled “BACKGROUND OF THE INVENTION”, teaches:

[f]or example, an event may be a particularly significant action taken on the electronic whiteboard, such as an input of typed or handwritten notes, page changes, highlighted items, etc., or may be a change in a speaker during the session. Events can be used to create indices which provide direct access to a point in time during a meeting. Timestreams may inherently define events, or alternatively, may be analyzed to identify events. Event information includes a time stamp, an event type and a list of various properties of the instance of the event. Indices into the timestream can be created by a post-session analysis such as by, for example, a speaker identification system analysis on an audio stream.

Documents recorded by multimedia document systems, include, handwriting on an electronic whiteboard, typed or handwritten notes, annotated materials, etc.

This portion of Chui makes no reference to “one or more capture devices” or “an audio recorder” as suggested by the Office Action. Accordingly, this portion of Chui fails to teach or suggest the above features of claim 1 which recite “producing first audio data from a first audio source with a first input device” and “producing second audio data from a second audio source with a second input device” (emphasis added).

The Office Action also cites col. 4, lines 40-55 of Chui and argues that “[o]ne of the specific events that can create a marked event is a change of speaker (Col 4 lines 40-55).” Office Action, p. 2. Chui does not teach or suggest that a change of speaker involves the use of multiple microphones 24. As previously described, Chui, at col. 4, lines 60-64 in the section labeled “DETAILED DESCRIPTION OF PREFERRED EMBODIMENTS” teaches

The input/output interface 14 communicates with any number of conventional input/output devices, such as a slide projector 16, a pointer 18, a loudspeaker 20, a mouse 22, a microphone 24, a pen 26, a keyboard 28, and an electronic whiteboard 30.

This teaching of Chui suggests that any number of the set of listed devices may communicate with input/output interface 14. The teaching does not specifically suggest that multiple ones

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of any of the listed devices (e.g., microphone 24) may communicate with input/output interface 14. Accordingly, this teaching does not teach or suggest “producing first audio data from a first audio source with a first input device” and “producing second audio data from a second audio source with a second input device” as recited in claim 1 (emphasis added).

Applicant respectfully requests that the rejection of claim 1 and claims 2-20 which depend from claim 1 under 35 U.S.C. §102(b) be withdrawn for at least the above reasons.

Applicants also respectfully requests that the rejection of claim 21 and claims 22-36 which depend from claim 21 under 35 U.S.C. §102(b) be withdrawn for reasons analogous to those given above for claim 1.

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**CONCLUSION**

In view of the above, Applicant respectfully submits that pending claims 1-36 are in form for allowance and are not taught or suggested by the cited references. Therefore, reconsideration and withdrawal of the rejections and allowance of claims 1-36 is respectfully requested.

No fees are required under 37 C.F.R. 1.16(h)(i). However, if such fees are required, the Patent Office is hereby authorized to charge Deposit Account No. 08-2025.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application. Any inquiry regarding this Amendment and Response should be directed to either Denise L. Saffold at Telephone No. (650) 236-4868 or Christopher P. Kosh at Telephone No. (512) 241-2403. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

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